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93-252

# TRIANGLE COMMUNICATIONS, INC.

"TWO WAY MOBILE COMMUNICATIONS SALES AND SERVICE"

DOCKET FILE COPY ORIGINAL

December 17, 1993

Commissioner Ervin S. Duggan  
Room 832  
1919 M Street, NW  
Washington, DC 20554

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FEB - 9 1994

FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

Dear Commissioner Ervin S. Duggan:

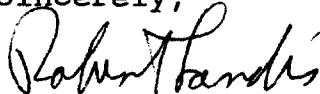
Triangle Communications, Inc. feels that the rule making for "Regulatory Parity" would be an increased burden on our company.

We and other dispatch communication providers are mostly small companies of fifty or less employees. We do not look at all like a cellular provider or an ESMR filling for a large footprint area to offer cellular-like service. Our company does not reuse frequencies as cellular and ESMR does.

Basic private dispatch systems are provided by us and we feel the cellular people should not be allowed to provide the same dispatch services that we offer.

Thank you for your consideration in this matter.

Sincerely,



Robert M. Landis  
President

cc: Commissioner James H. Quello  
Commissioner Andrew C. Barrett  
Senator Robert Walker  
Majorie Margolies-Mezvinsky (D-PA)

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G... BUSINESS ... SYSTEMS, INC.

December 10, 1993

Commissioner Ervin S. Duggan  
Federal Communications Commission, Room 832  
1919 M Street, NW  
Washington, DC 20554

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Re: FCC Regulatory parity Cellular vs. SMR

FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

Dear Commissioner Duggan,

We are a company which sells, rents and services dispatch two-way radio communication equipment. We have been in this business over 14 years.

We are concerned about the possible consideration to provide "Regulatory parity" among mobile communications providers. We serve over 300 business and industrial customers with UHF and SMR repeater rental service for the dispatch radio equipment sold to each customer.

E. F. Johnson and Industrial Telecommunications Association (ITA) have submitted Comments to the FCC. They pointed out that not all for-profit mobile services are the same. They suggested that cellular licensees, and enhanced SMR licensees (ESMRs) who will employ frequency reuse, should be regulated as so called "commercial mobile service providers". Other SMRs, who do not use frequency reuse, should continue to be regulated as private systems. They also argued that cellular licensees, should not be permitted to operate dispatch systems using their cellular or ESMR channels.

I presently serve on the "Council of Independent Communications Suppliers" of Industrial Telecommunications Association (ITA) and have participated in their comments.

I am involved in two private SMR business of Allstate Mobile Communications Corp. as well as Metro Electronics of Western New York.

If you need any additional information or data to halt this so called "regulatory parity" between such unequalled services, I am available to response to your request.

Very truly yours,

*Duncan C. Kennedy III*  
Duncan C. Kennedy III  
President

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COMMUNICATIONS CENTER, INC.

1520 N. GARFIELD  
Box 1034  
PIERRE, SD 57501-1034  
(605) 224-1676

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FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

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Commissioner Ervin S. Duggan  
Room 832  
1919 M Street, NW  
Washington, DC 20554

December 2, 1993

Dear Commissioner Duggan:

This letter is in reference to the recent, FCC initiated rule making hearings concerning regulatory parity. The FCC rule making is designed to implement a Congressional mandate to impose "regulatory parity" among mobile communications providers. One possible interpretation of "regulatory parity" would treat all for-profit communications service providers the same.

The fact is, not all for-profit communications providers are the same. Enhanced SMR (ESMR) and Cellular licensees employ frequency reuse and should be regulated as so called "commercial mobile service providers", while other SMRs, who do not use frequency reuse, should continue to be regulated as private systems. Smaller SMR's provide different services than cellular, and they serve a relatively small portion of the general public.

I believe that simply using interconnected service as a guideline for regulating for-profit communications service providers is inadequate. It places an unnecessary burden on small businesses that provide communications services to a relatively small portion of the public, and in fact quite different services than cellular. The Cellular industry is undoubtedly, and perhaps understandably, attempting to protect itself from new technologies such as ESMR and PCS. However, smaller SMR operators, who provide a much different service, despite being interconnected, are caught somewhere in the middle.

I hope you will give this very important issue the attention it deserves. The issue of regulatory parity is likely to have a large impact on small communications providers throughout the United States.

Sincerely,

*Mark E. Lindquist*

Mark E. Lindquist

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FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

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Commissioner Ervin S. Duggan  
Room 832  
1919 M Street, NW  
Washington, DC. 20554

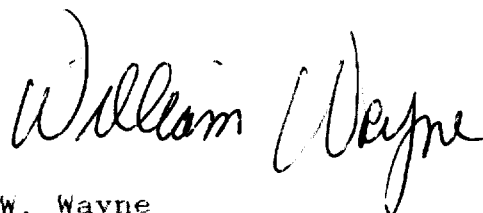
Dear Commissioner Ervin S. Duggan

I am writing this letter in protest of rule making that would regulate SMR and PCP carriers in the same manner that Cellular and ESMRS are regulated.

I feel this places a burden on small carriers as myself. Without the same advantages that the larger companys that utilize frequency reusage.

My business is a sole proprietorship, not a meg buck utility company.

Thank you for your consideration.



W. Wayne  
Owner

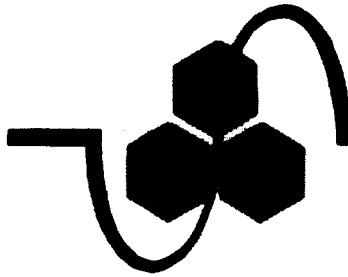
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**APPLIED TECHNOLOGY GROUP**

**A COMMUNICATIONS COMPANY**

COMMUNICATIONS COMPANY  
OFFICE OF THE SECRETARY  
1440 EASTON DRIVE  
YAKERSFIELD, CA 93309  
(805) 322-8650  
(805) 322-4060 FAX

93-252

November 30, 1993

DOCKET FILE COPY ORIGINAL

EX PARTE OR LATE FILED

Commissioner Ervin S. Duggan  
Room 832  
1919 M Street, NW  
Washington, DC 20554

Dear Ervin S. Duggan;

Recently, the FCC initiated rule making proceedings which could result in increasing the regulatory burden on my company and establish cellular carriers as direct competition. The FCC rule making is designed to implement a Congressional mandate to impose "regulatory parity" among mobile communication providers. This means that my small business would be regulated the same way as a cellular licensee!

Not all for-profit mobile services are the same. We believe that cellular licensees, and enhanced SMR licensees (ESMR) who employ frequency reuse and denomination of radio spectrum should be regulated as so called "commercial mobile service providers", while other SMR operators, who do not use frequency reuse and operate small systems should continue to be regulated as private systems. We further argue that cellular and ESMR, who will be regulated like cellular licensees, should not be permitted to operate dispatch systems using their cellular or ESMR channels.

Our firm is a small business operating SMR channels to business users in Kern County, California for primarily dispatch and limited interconnected services. We employ less than twenty people. Applied does not have resources to fight for our rights in Washington. I am asking you to protect us the mom and pops, and the other little guys.

Thank you for your time and consideration.

Sincerely,

George S. Gillam  
President

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# THUMB RADIO

1020 N. Van Dyke • Bad Axe, MI 48413  
Phone (517) 269-6420

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FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

Commissioner Ervin S. Duggan  
Room 832  
1919 M Street, NW  
Washington, DC 20554

12-15-93

Dear Commissioner Duggan,

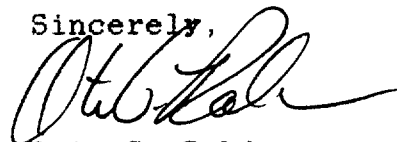
The congressional mandate to impose "regulatory parity" which would treat all for-profit communications service providers the same would cause undue hardship on small SMR's.

All for-profit communications services are not the same. SMR's such as our company, who provide other small businesses with dispatch radio service in limited area coverage from a single site which is licensed on a single frequency, will not be able to compete with larger cellular companies and ESMR's who use frequency reuse. Allowing the use of their frequencies for dispatch would force small communications providers out of the market place and eliminate competition. The end result would be an additional burden on the small businesses and agencies we serve in the form of higher prices.

I respectfully suggest that ESMRs that employ frequency reuse (multiple site use of the same frequencies) be regulated the same as cellular, for indeed the systems are similar, and regulating single-frequency/single-site dispatch providers the same as private systems has they have been in the past.

I further suggest that these companies who use frequency reuse should not be permitted to operate dispatch systems using their cellular or ESMR channels.

Sincerely,



Otis G. Robinson  
Thumb Radio

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# SOUND Systems Inc.

142 North State Route 101  
P.O. Box 86 • Tiffin, Ohio 44883  
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1-800-477-5701 (Ohio)

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DOCKET FILE COPY ORIGINAL

December 21, 1993

Commissioner Ervin S. Duggan  
Room 832  
1919 M Street, NW  
Washington, DC. 20554

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Dear Mr. Duggan,

FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

Recently, the FCC initiated rule making proceedings which could result in increasing the regulatory burden on our company and establishing cellular carriers as our direct competition. The FCC rule making is designed to implement a Congressional mandate to impose "regulatory parity" among mobile communications providers. A possible interpretation of "regulatory parity" would treat all for-profit communications service providers the same. This means that the five channel, local use SMR licensee, such as our company, would be regulated in the same way as a cellular licensee providing coverage to a multi-state area!

The E.F. Johnson Company, a radio equipment manufacturer and our supplier, has already submitted comments to the FCC protecting our interest. They pointed out that not all for-profit mobile services are the same. They suggested that cellular licensees, and enhanced SMR licensees (ESMRs) who will employ frequency reuse, should be regulated as so called "commercial mobile service providers", while others SMRs, who do not use frequency reuse, such as our company, should continue to be regulated as private systems. We also feel that cellular licensees, and ESMRs, who will be regulated like cellular licensees, should not be permitted to operate dispatch systems using their cellular or ESMR channels.

I urge you to protect small business, such as ours, by preventing the proposed regulation of small SMR systems which would force us to compete directly with much larger multi million dollar networks that the proposed regulations should apply to.

Our company has supplied wireless equipment and services to a largely rural area of Northwestern Ohio for the past 30 years. I trust this makes our position clear on this very important matter.

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Very Truly,

Burt Park  
President



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RITRON



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